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Reply to: John H. Tucker  
[jtucker@rhodesokla.com](mailto:jtucker@rhodesokla.com)

April 7, 2008

Richard T. Garren  
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**VIA FACSIMILE- 587-9708**  
**and VIA E-MAIL**

Re: State of Oklahoma vs. Tyson, et al.

Dear Rick:

I have received your e-mail which you sent only to Ms. White, who was out of the office at that time, hence the delay in this response.

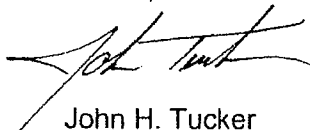
Perhaps my letter was unclear. One of our representatives will be available on the April 22/23 dates requested by your notice. Witness #1 will address the operations issues within the IRW requested in your Notice. The other, #2, will address those topics related to organization and corporate knowledge, and simply cannot be available until the later date.

You will recall on March 20, 2008 we sent a letter to you offering dates (April 3,4 and April 10,11) for both of our designees, but apparently these were unacceptable as you selected different dates.

Witness #2 was available in April as we offered in our letter. May 22/23 are the next dates for availability. You must accept the fact that the person being presented for deposition has substantial business commitments that must be accommodated as well. If the dates of May 22/23 now available for witness #2 are not convenient to you, we will certainly work with you.

Thank you for your attention.

In Hoc,



John H. Tucker

JHT:law

